

FILED

FEB 28 2007 *hgs*

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BY DEPUTY CLERK

LODGED

FEB 23 2007

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BY DEPUTY CLERK

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SEALLED

14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE EASTERN DISTRICT OF CALIFORNIA

17 UNITED STATES OF AMERICA, ex) Case No. 1:99-CV-05129 AWI SMS
18 rel. [UNDER SEAL],) [PROPOSED] ORDER OF DISMISSAL
19 Plaintiffs,)
20 v.) [UNDER SEAL]
21 [UNDER SEAL],)
22 Defendants.)

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23 IN THE UNITED STATES DISTRICT COURT
24 FOR THE EASTERN DISTRICT OF CALIFORNIA

25 UNITED STATES OF AMERICA, ex) Case No. 1:99-CV-05129 AWI SMS
26 rel. ROBERT BURY,)
27 Plaintiffs,) [PROPOSED] ORDER OF DISMISSAL
28 v.) [UNDER SEAL]
29)
30 COMMUNITY HOSPITALS OF CENTRAL)
31 CALIFORNIA, a non-profit)
32 corporation, FRESNO COMMUNITY)
33 HOSPITAL, a non-profit)
34 corporation, COUNTY OF FRESNO,)
35 a California subdivision,
36)
37 Defendants.)
38)

39 Upon consideration of the parties' responses to the Court's
40 January 25, 2007 Order,

41 IT IS HEREBY ORDERED that the complaint in this action is

1 dismissed. The dismissal is [with/ without] prejudice as to
2 relator Robert Bury, and is without prejudice as to the United
3 States of America.

4 IT IS FURTHER ORDERED that the Amended Complaint and this
5 Order be unsealed;

6 IT IS FURTHER ORDERED that the seal shall be lifted on any
7 matters occurring in this action after the date of this Order;

8 IT IS FURTHER ORDERED that all other contents of the Court's
9 file in this action shall remain under seal and not be made
10 public.

11 IT IS SO ORDERED.

12

13

14 DATED: 2-23-07

15 
16 HONORABLE ANTHONY W. ISHII
17 UNITED STATES DISTRICT JUDGE

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1 CERTIFICATE OF SERVICE BY MAIL

2
3 The undersigned hereby certifies that she is an employee in
4 the Office of the United States Attorney for the Eastern District
5 of California and is a person of such age and discretion to be
6 competent to serve papers.

7 That on February 23, 2007, she served a copy of:

8 **[PROPOSED] ORDER OF DISMISSAL**

9 by placing said copy in a postpaid envelope addressed to the
10 person(s) hereinafter named, at the place(s) and address(es)
11 stated below, which is/are the last known address(es), and by
12 depositing said envelope and its contents in the United States
13 Mail at Fresno, California.

14 Addressee(s):

15 Michal Tingle
16 Comm. Lit. Branch/Civil Div.
17 P.O. Box 261
18 Ben Franklin Station
19 Washington, DC 20044

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M. EVA CARRIZALES